CITY OF SAN DIEGO MEMORANDUM

DATE:

May 30, 2007

TO:

Honorable Councilmember Frye

FROM:

Jay M. Goldstone, Chief Financial Officer Julian

SUBJECT:

Response to May 24, 2007 Memorandum – Independent Monitor 120 Day

Report

In response to your May 24, 2007, memorandum regarding "Independent Monitor 120 Day Report", no one in the Mayor's Office authorized the Independent Monitor to seek an extension to the 120 day report, nor was authorization requested. Based upon my inquiry, I was informed verbally by Mr. Keller on May 21st and then in writing via an email on May 22nd that Mr. Keller had sought and had been granted this extension by the Securities Exchange Commission (SEC). This e-mail (see attached) was forwarded to the Council offices on May 23rd. Council President's Office, the City Attorney's Office and the Independent Budget Analyst were also copied on the original e-mail by Mr. Keller.

Regarding your request for a copy of any draft report that may have been provided to the Mayor, Chief Financial Officer or City Attorney in advance of the extension being granted, the Mayor's Office does not have any such report.

CC: Honorable Mayor Sanders
Honorable Members of the City Council
Michael Aguirre, City Attorney
Ronne Froman, Chief Operating Officer
Andrea Tevlin, Independent Budget Analyst
Stanley Keller, Independent Monitor

Jay Goldstone - Independent Consultant Initial Report

From:

"Keller, Stanley" <stanley.keller@eapdlaw.com>

To:

"Jay Goldstone" <JGoldstone@sandiego.gov>, "Julie Dubick" <JDubick@sandiego.gov>,

"Mark Blake" <MDBlake@sandiego.gov>, "Betsy Kinsley" <BKinsley@sandiego.gov>,

"Andrea Tevlin" <ATevlin@sandiego.gov>

Date: 5/22/2007 11:31 AM

Subject: Independent Consultant Initial Report

Just to keep you informed, the SEC, at my request, approved an extension of the time for my Initial Report until June 8. I thought that this extension was appropriate in view of the considerable time required the past few weeks on Audit Committee matters and the desirability of having some of the pending matters dealt with so that they could be reflected in the report. My plan is to distribute a draft of the report about a week before it is due. Please let me know if you have any questions.

Stanley Keller
Edwards Angell Palmer & Dodge LLP
111 Huntington Avenue
Boston, Massachusetts 02199-7613
(617)239-0217 fax (617)227-4420
personal fax (617)-316-8355
stanley keller@eapdiaw.com
www.eapdiaw.com

Boston, Ft. Lauderdale, Hartford, New York, Providence, Short Hills, Stamford, West Palm Beach, Wilmington, London (Representative office)

Disclosure Under IRS Circular 230: Edwards Angell Palmer & Dodge LLP informs you that any tax advice contained in this communication, including any attachments, was not intended or written to be used, and cannot be used, for the purpose of avoiding federal tax related penalties or promoting, marketing or recommending to another party any transaction or matter addressed herein.

CONFIDENTIALITY NOTICE

This e-mail message from Edwards Angell Palmer & Dodge LLP is intended only for the individual or entity to which it is addressed. This e-mail may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you received this e-mail by accident, please notify the sender immediately and destroy this e-mail and all copies of it.